

shall not apply to counties having a city of twenty thousand inhabitants, as shown by the last decennial census, with an emergency clause,"

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass, with the following amendments:

Strike out the word "shall," in line 14, Section 1, and insert in lieu thereof the word "may," also, add in Section 1, line 18, after the word "jury," the following: "Provided, that the same shall not delay report in the trial of said cause."

STONE, Chairman.

### THIRTEENTH DAY.

Senate Chamber,  
Austin, Texas,  
Tuesday, April 30, 1907.

The Senate met pursuant to adjournment, Lieutenant Governor Davidson presiding.

Roll call, quorum present, the following Senators answering to their names:

Alexander.	Masterson.
Barrett.	Mayfield.
Brachfield.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Green.	Senter.
Greer.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Hudspeth.	Watson.
Kellie.	Willacy.
Looney.	

Absent.

Chambers.	Holsey.
Glasscock.	Veale.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Mayfield, the same was dispensed with.

(See Appendix for committee reports.)

### EXCUSED.

On motion of Senator Terrell, Senator Masterson was excused from attendance upon the Senate for all of last week and Monday of this week on account of important business.

### BILLS AND RESOLUTIONS.

By Senators Looney, Willacy and Skinner:

Senate bill No. 55, A bill to be entitled "An Act to amend an act passed at the Regular Session of the Thirtieth Legislature, entitled 'An Act to provide for a board to calculate State purposes each year, and to prescribe the duties of such board and certain duties of the tax assessors of the various counties in this State,' providing that said board shall also calculate the ad valorem rate of taxes for public free school purposes and also authorizing the commissioners courts of the several counties of this State to calculate the rate and to adjust the taxes levied in the several counties or portions thereof, for general or special purposes to the taxable values as shown on the assessment rolls."

Read first time, and referred to Finance Committee.

Morning call concluded.

### SENATE BILLS NOS. 41 AND 43.

The Chair laid before the Senate, as pending business, Senate bills Nos. 41 and 43, the State Text-Book Bills,

The question being on the amendment offered by Senator Senter (for amendment. (See yesterday's Journal.)

Senator Smith moved the previous question on the pending amendment, which was ordered.

The amendment was adopted by the following vote:

Yeas—14.

Green.	Masterson.
Greer.	Meachum.
Griggs.	Murray.
Harbison.	Senter.
Harper.	Smith.
Hudspeth.	Stone.
Kellie.	Watson.

Nays—11.

Alexander.	Looney.
Barrett.	Mayfield.
Brachfield.	Skinner.
Cunningham.	Terrell.
Faust.	Willacy.
Grinnan.	

Absent.

Chambers.	Stokes.
Holsey.	Veale.

PAIRED.

Senator Paulus (present), who would

vote "nay," with Senator Glasscock (absent), who would vote "yea."

Senator Senter moved to reconsider the vote by which the amendment was adopted, and lay that motion on the table.

The motion to table prevailed.

Senator Grinnan offered the following amendment, which was adopted:

Amend the amendment by adding after the Senter amendment just adopted the following:

"Provided, that any book or books retained in use in the public schools of cities acting under special charters, shall be furnished to the scholar at a price as low as the price of like books contracted for by said Board."

Senator Meachum offered the following amendment, which was adopted:

Amend the bill, page 3, line 18, by adding after the word "author," in said line, the following: "Or that any such member of such Board is related directly or indirectly to any person who is author or associate author of or in any pecuniarily interested in any work or series of books offered for adoption for use in the public schools of this State, or that any member of the Board is interested in any such books or series of books in any manner," and by striking out the words "or in any manner," in said line 18.

Senator Skinner offered the following amendment, which was adopted:

Amend the amendment of the Senator from Dallas by striking out the word "used," in line 19, and insert in lieu thereof the following: "Retained in use."

Senator Terrell offered the following amendment:

Amend the bill by adding after the word "superintendents," in line 21, page 8, the following: "Provided, the county has by a majority vote at an election held for that purpose, decided that a county superintendent is necessary and expedient for such county."

Senator Skinner raised the point of order that the amendment was not germane to the bill.

The Chair sustained the point of order.

Senator Skinner offered the following amendment, which was adopted:

Amend the bill by adding to Section 1 thereof the following: "And preference shall also be given in the selection of all

books under this act to the books now in use in this State, price and merit being equal with other books offered."

Senator Murray offered the following amendment:

Amend the bill by striking out all of lines 16, 17 and 18, Section 1, page 2.

RECESS.

On motion of Senator Meachum, the Senate, at 12:15 o'clock, recessed until 2:30 o'clock today.

AFTER RECESS.

The Senate was called to order by Lieutenant Governor Davidson.

SENATE BILLS NOS. 41 AND 43.

Action recurred on Senate bills Nos. 41 and 43, the question being on the amendment offered by Senator Murray.

Senator Barrett moved the previous question on the pending amendment, which was adopted.

The amendment was lost by the following vote:

Yeas—13.

Brachfield.	Murray.
Faust.	Smith.
Green.	Stokes.
Grinnan.	Stone.
Harper.	Terrell.
Kellie.	Willacy.
Masterson.	

Nays—14.

Alexander.	Looney.
Barrett.	Mayfield.
Cunningham.	Meachum.
Greer.	Paulus.
Griggs.	Senter.
Harbison.	Skinner.
Hudspeth.	Watson.

Absent.

Chambers.	Holsey.
Glasscock.	Veale.

Senator Barrett moved to reconsider the vote by which the amendment was lost, and lay that motion on the table.

The motion was adopted by the following vote:

Yeas—15.

Alexander.	Hudspeth.
Barrett.	Kellie.
Chambers.	Looney.
Griggs.	Mayfield.
Harbison.	Meachum.

Paulus.  
Senter.  
Skinner.

Stokes.  
Watson.

Nays—12.

Brachfield.  
Faust.  
Green.  
Greer.  
Grinnan.  
Harper.

Masterson.  
Murray.  
Smith.  
Stone.  
Terrell.  
Willacy.

Absent.

Cunningham.  
Glasscock.

Holsey.  
Veale.

Senator Grinnan offered the following amendment:

Amend by adding after the word "act," in line 15, page 2, the following: "Provided, that when supplementary books are used, they shall be furnished to the scholar at the lowest price received by the publisher for such books, and if any school trustee or teacher shall knowingly, directly or indirectly, receive from any scholar a greater price therefor, he shall be guilty of a misdemeanor, and upon conviction shall be fined not less than \$5 nor more than \$50."

Senator Terrell offered the following amendment to the amendment:

Amend the amendment by striking out the following: "Five dollars nor more than fifty dollars," and insert the following: "\$100 nor more than \$500, and by imprisonment in the county jail not less than thirty days nor more than sixty days."

(Senator Brachfield in the chair.)

Senator Senter offered the following substitute for the amendment and the amendment to the amendment:

Substitute for the amendment offered by the Senator from Brown and the amendment to the amendment: "Provided, that when supplementary books are used, they shall be furnished at prices to be fixed by the trustees of the school in which they are used, and if any teacher or trustee shall knowingly and directly or indirectly receive from any pupil a greater price therefor, he shall be guilty of a misdemeanor, and upon conviction shall be fined not less than \$50 nor more than \$100."

Senator Grinnan moved to table the substitute offered by Senator Senter, which motion was lost by the following vote:

Yeas—11.

Barrett.  
Cunningham.

Grinnan.  
Harbison.

Harper.  
Kellie.  
Meachum.  
Paulus.

Skinner.  
Stokes.  
Terrell.

Nays—16.

Alexander.  
Brachfield.  
Faust.  
Green.  
Greer.  
Griggs.  
Hudspeth.  
Looney.

Masterson.  
Mayfield.  
Murray.  
Senter.  
Smith.  
Stone.  
Watson.  
Willacy.

Absent.

Chambers.  
Glasscock.

Holsey.  
Veale.

The substitute for the amendment and the amendment to the amendment was adopted.

Senator Skinner offered the following amendment to the substitute amendment, which was adopted:

Amend the amendment offered by the Senator from Dallas by adding thereto the following: "Provided, that no trustee or teacher shall ever receive any commission or rebate on any books used in the schools with which he is connected as such teacher or trustee, and if such trustee or teacher should accept or receive any such commission or rebate, he shall be subject to the penalty above provided."

The substitute amendment as amended was adopted.

Senator Grinnan offered the following amendment:

Amend by inserting after the word "text-books," in line 24, page 1, the following: "Subject to the approval of the Governor of this State."

(Lieutenant Governor Davidson in the chair.)

Senator Barrett moved to table the amendment offered by Senator Grinnan, which motion was adopted by the following vote:

Yeas—21.

Alexander.  
Barrett.  
Brachfield.  
Cunningham.  
Faust.  
Green.  
Greer.  
Griggs.  
Harbison.  
Kellie.  
Looney.

Masterson.  
Mayfield.  
Meachum.  
Paulus.  
Senter.  
Skinner.  
Smith.  
Stone.  
Watson.  
Willacy.

## Nays—5.

Grinnan.	Stokes.
Harper.	Terrell.
Murray.	

## Absent.

Chambers.	Hudspeth.
Glasscock.	Veale.
Holsey.	

Senator Watson moved to rescind the vote by which the amendment offered by Senator Murray was reconsidered and tabled.

The motion was adopted by the following vote:

## Yeas—16.

Brachfield.	Masterson.
Faust.	Murray.
Green.	Smith.
Greer.	Stokes.
Grinnan.	Stone.
Harper.	Terrell.
Hudspeth.	Watson.
Kellie.	Willacy.

## Nays—11.

Alexander.	Mayfield.
Barrett.	Meachum.
Cunningham.	Paulus.
Griggs.	Senter.
Harbison.	Skinner.
Looney.	

## Absent.

Chambers.	Holsey.
Glasscock.	Veale.

Senator Watson moved to rescind the vote by which the amendment offered by Senator Murray was lost.

The motion was adopted by the following vote, which placed the amendment before the Senate:

## Yeas—16.

Brachfield.	Masterson.
Faust.	Murray.
Green.	Smith.
Greer.	Stokes.
Grinnan.	Stone.
Harper.	Terrell.
Hudspeth.	Watson.
Kellie.	Willacy.

## Nays—11.

Alexander.	Mayfield.
Barrett.	Meachum.
Cunningham.	Paulus.
Griggs.	Senter.
Harbison.	Skinner.
Looney.	

## Absent.

Chambers.	Holsey.
Glasscock.	Veale.

Senator Meachum moved to adjourn until 10 o'clock tomorrow, which motion was lost by the following vote:

## Yeas—5.

Alexander.	Harbison.
Barrett.	Meachum.
Griggs.	

## Nays—21.

Brachfield.	Murray.
Faust.	Paulus.
Green.	Senter.
Greer.	Skinner.
Grinnan.	Smith.
Harper.	Stokes.
Hudspeth.	Stone.
Kellie.	Terrell.
Looney.	Watson.
Masterson.	Willacy.
Mayfield.	

## Absent.

Cunningham.	Holsey.
Chambers.	Veale.
Glasscock.	

Senator Barrett moved to recess until 8 o'clock, which motion was lost by the following vote:

## Yeas—5.

Alexander.	Harbison.
Barrett.	Meachum.
Griggs.	

## Nays—22.

Brachfield.	Mayfield.
Cunningham.	Murray.
Faust.	Paulus.
Green.	Senter.
Greer.	Skinner.
Grinnan.	Smith.
Harper.	Stokes.
Hudspeth.	Stone.
Kellie.	Terrell.
Looney.	Watson.
Masterson.	Willacy.

## Absent.

Chambers.	Holsey.
Glasscock.	Veale.

Senator Smith moved the previous question on the amendment, which motion was adopted by the following vote:

## Yeas—15.

Brachfield.	Harper.
Faust.	Kellie.
Green.	Masterson.
Greer.	Murray.
Grinnan.	Senter.

Smith.  
Stone.  
Terrell.

Watson.  
Willacy.

Nays—12.

Alexander.  
Barrett.  
Cunningham.  
Griggs.  
Harbison.  
Hudspeth.

Looney.  
Mayfield.  
Meachum.  
Paulus.  
Skinner.  
Stokes.

Absent.

Chambers.  
Glasscock.

Holsey.  
Veale.

Yeas and nays being called for, the amendment offered by Senator Murray was adopted by the following vote:

Yeas—15.

Brachfield.  
Faust.  
Green.  
Greer.  
Grinnan.  
Harper.  
Hudspeth.  
Kellie.

Masterson.  
Murray.  
Smith.  
Stone.  
Terrell.  
Watson.  
Willacy.

Nays—12.

Alexander.  
Barrett.  
Cunningham.  
Griggs.  
Harbison.  
Looney.

Mayfield.  
Meachum.  
Paulus.  
Senter.  
Skinner.  
Stokes.

Absent.

Chambers.  
Glasscock.

Holsey.  
Veale.

Senator Murray moved to reconsider the vote by which the amendment was adopted, and lay that motion on the table.

The motion to table prevailed.

Senator Mayfield offered the following amendment:

Amend the bill by adding to Section 5, after the word "trust," in line 14, page 6, the following: "Before proceeding to adopt books as provided for under the provisions of this act the Text-Book Board shall require all corporations bidding for a contract under the provisions of this act to file with the Governor a sworn statement on or before the first day of January, 1908, stating whether said corporation is interested or whether any individual stockholder is interested or acting as director, trustee or stockholder, either directly or through any third party, in

any manner whatsoever, in any other publishing house; and this statement shall be sworn to by the president, secretary and each one of the directors of said corporations. And all firms or persons bidding for a contract under the provisions of this act shall present a sworn statement signed by all its members, showing the names of all members of said firm; whether any other person, firm or corporation has any financial interest in said firm; also whether any individual member or members of said firm have any financial interest in any other publisher, publishing firm or corporation of publishers. Provided further, that the Text-Book Board shall require all corporations, persons or firms to file with the Governor attested copies of all written agreements entered into and existing between them and others engaged in the publishing business. And if, in the opinion of the Text-Book Board, such written agreements and other facts adduced are violations of the anti-trust law of the State of Texas, and opposed to public policy, the bids of such houses shall not be considered by said Board."

MAYFIELD,  
HUDSPETH,  
TERRELL,  
SENTER.

Senator Smith offered the following amendment to the amendment, which was adopted:

Amend the amendment by striking out the words "January 1, 1908," and insert in lieu thereof the following: "On or before the day selected by the Board for receiving sealed bids."

Senator Stone moved the previous question on amendment and amendment to the amendment and on the engrossment of the bill, which was adopted.

The amendment as amended was adopted.

Bill read second time, and ordered engrossed.

On motion of Senator Barrett, the constitutional rule requiring bills to be read on three several days was suspended, and the bill put on its third reading and final passage by the following vote:

Yeas—25.

Alexander.  
Barrett.  
Brachfield.  
Cunningham.  
Faust.  
Green.  
Greer.

Griggs.  
Grinnan.  
Harper.  
Hudspeth.  
Kellie.  
Looney.  
Masterson.

Mayfield.	Stokes.
Meachum.	Stone.
Murray.	Terrell.
Senter.	Watson.
Skinner.	Willacy.
Smith.	

Absent.

Chambers.	Holsey.
Glasscock.	Paulus.
Harbison.	Veale.

Senator Senter offered the following amendment:

Amend the bill, Section 1, page 2, by inserting after the words "any public school in this State," in line 11, the following words: "Without providing an equivalent course for graduation, equal in all other respects to such course containing such dead language or languages which shall not include the same."

The amendment was adopted by the following vote:

Yeas—23.

Alexander.	Mayfield.
Barrett.	Meachum.
Faust.	Murray.
Green.	Senter.
Greer.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Hudspeth.	Watson.
Kellie.	Willacy.
Masterson.	

Nays—2.

Brachfield.	Looney.
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Absent.

Chambers.	Paulus.
Glasscock.	Veale.
Holsey.	

Present—Not Voting.

Cunningham.

Senator Looney offered the following amendment, which was unanimously adopted:

Amend the bill, Section 1, page 1, by striking out the word "their," in line 15, and insert instead the word "his."

The bill was read third time, and passed by the following vote:

Yeas—25.

Alexander.	Cunningham.
Barrett.	Faust.
Brachfield.	Green.

Greer.	Murray.
Griggs.	Paulus.
Grinnan.	Senter.
Harbison.	Skinner.
Harper.	Smith.
Hudspeth.	Stone.
Kellie.	Terrell.
Looney.	Watson.
Mayfield.	Willacy.
Meachum.	

Nays—1.

Masterson.

Absent.

Chambers.	Stokes.
Glasscock.	Veale.
Holsey.	

Senator Skinner moved to reconsider the vote by which the bill was passed, and lay that motion on the table.

The motion to table prevailed.

## REASONS FOR VOTING.

I vote to rescind the vote by which the amendment offered by the Senator from Wilson was lost for the following reasons: I voted against the amendment originally because, all things being equal, I would prefer to give Texas authors the preference, but I have authentic information that a book may be written in Yankeedom, a Texas man's name be stamped on it as author, and the book palmed off on Texas people as having originated by Texas brain and thought. Now, I vote to rescind because I am opposed to this damnable practice of graft.

HUDSPETH.

## MESSAGE FROM THE GOVERNOR.

Executive Office,  
State of Texas.

Austin, Texas, April 30, 1907.

To the Senate:

The advice and consent of the Senate is requested to the appointment of W. T. Simmons of Tarrant county to be judge of the Sixty-seventh Judicial District of Texas.

T. M. CAMPBELL,  
Governor.

Senator Alexander moved that the Senate go into executive session tomorrow at 11 o'clock to consider the appointment made by the Governor, which motion was adopted.

## HOUSE MESSAGE.

Hall of the House of Representatives,  
Austin, Texas, April 30, 1907.

Hon. A. B. Davidson, President of the  
Senate.

Sir: I am directed by the House to  
inform the Senate that the House has  
passed the following bills:

House bill No. 13, A bill to be en-  
titled "An Act to tax property passing  
by will or by descent or by grant, or  
gift, taking effect on the death of the  
grantor or donor," with engrossed rider.

House bill No. 4, A bill to be en-  
titled "An Act providing for the levy  
and collection of an occupation tax upon  
individuals, companies, corporations and  
associations pursuing certain occupa-  
tions," etc., known as the gross receipts  
tax bill.

Respectfully;

BOB BARKER,

Chief Clerk, House of Representatives.

## BILLS READ AND REFERRED.

The Chair (Lieutenant Governor Da-  
vidson) had referred, after their cap-  
tions had been read, the following House  
bills:

House bill No. 4, to Finance Commit-  
tee.

House bill No. 13, to Finance Commit-  
tee.

## MESSAGE FROM THE GOVERNOR.

Executive Office,  
State of Texas.

Austin, Texas, April 30, 1907.

To the Legislature:

Pursuant to Section 40, Article 3, of  
the Constitution of the State of Texas,  
I present for your consideration the  
subject of enacting a law to prohibit  
the keeping or operating or maintaining  
of any house, place or premises in any  
county, justice precinct, town, city or  
other political subdivision of a county  
in which local option is in force in this  
State for the purpose of selling intoxi-  
cating liquors and to prohibit the sale  
of intoxicating liquors in such local  
option territory from such house, place  
or premises so kept, or otherwise, in  
such local option territory, and prohib-  
iting the equipment or furnishing of  
any house, place or premises, situated  
in such local option territory, to be used  
for the sale of intoxicating liquors in  
such local option territory and providing  
for the search of such places or premises  
so kept and for the seizure of property

found in use in such place or on such  
premises and the liquors found therein  
and providing for the disposition of  
same and providing for the termination  
of the rights and interests of tenants  
violating the provisions of such law, and  
to prescribe suitable penalties for the  
violation of such law covered by the  
subject here presented, and I recommend  
that a penalty of confinement in the  
penitentiary for a suitable term of years  
be provided for the violation of such  
law.

T. M. CAMPBELL,  
Governor.

## SENATE BILL NO. 55.

On motion of Senator Skinner, the  
regular order of business (Senate bill  
No. 18) was suspended, and the Senate  
took up, out of its order, Senate bill No.  
55.

Senator Skinner moved that the bill  
be made special order for tomorrow after  
morning call, and that the bill be printed  
in full in tomorrow's Journal.

The motion was adopted. (See Appen-  
dix for bill.)

## ADJOURNMENT.

On motion of Senator Hudspeth, the  
Senate, at 5:45 o'clock, adjourned until  
10 o'clock tomorrow.

## APPENDIX.

S. B. No. 55. By Looney, Willacy, Skinner.

## A BILL

To Be Entitled.

An Act to amend an act passed at the  
Regular Session of the Thirtieth Leg-  
islature, entitled "An Act to provide  
for a Board to calculate the ad valo-  
rem rate of taxes for State purposes  
each year, and to prescribe the duties  
of such Board and certain duties of  
the tax assessors of the various coun-  
ties in this State," providing that said  
Board shall also calculate the ad va-  
lorem rate of taxes for public free  
school purposes and also authorizing  
the commissioners courts of the sev-  
eral counties of this State to calculate  
the rate and to adjust the taxes levied  
in the several counties, or portions  
thereof, for general or special purposes  
to the taxable values as shown on the  
assessment rolls.

Be it enacted by the Legislature of the  
State of Texas:

That an act passed at the Regular Session of the Thirtieth Legislature, entitled "An Act to provide for a Board to calculate the ad valorem rates of taxes for State purposes each year and to prescribe the duties of such Board and certain duties of the tax assessors of the various counties in this State," be and the same is hereby amended so as to read as follows:

Section 1. That the Governor, Comptroller of Public Accounts and Treasurer of this State be and the same are hereby constituted a Board to calculate the ad valorem tax to be levied and collected each year for State and public free school purposes.

Sec. 2. It shall be the duty of the tax assessors of each county in this State to make return of a copy of the tax rolls of his county as provided by law, to the Comptroller of Public Accounts on or before the 15th day of August of the year 1907, and each year thereafter; provided, that the taxes for State and public free school purposes shall not be calculated and carried out upon said rolls.

Sec. 3. Within five days after the Comptroller of Public Accounts has received such tax rolls from every assessor within this State, said Board shall meet for the purpose of calculating the ad valorem rate for taxes to be collected for State and public free school purposes. In calculating said rates, the Board shall conculate the same by the following rules and upon the following basis: They shall find by adding together all the property subject to taxation in all the counties as shown by the tax rolls returned by the assessors the total valuation of all property within this State subject to ad valorem taxes. They shall find by adding together the sums appropriated by the Legislature, which will or which may become due by the State during the following fiscal year, the total sum of which will or which may become due by the State during the following fiscal year. They shall find by adding all sums paid into the State Treasury as taxes for State purposes from all sources other than as ad valorem taxes during the first half of the current calendar year, and the latter half of the last preceding calendar year, the total sum paid into the State Treasury from said sources during said time. They shall find by subtracting from the total sum which will or which may become due by the State during the next succeeding fiscal year, the total sum which was paid into the State Treasury

as taxes for State purposes during the first half of the current calendar year, and the latter half of the last preceding calendar year, the total sum for State purposes, which must be collected by ad valorem taxes. They shall add to such remainder 20 per cent of said remainder. They shall divide the total sum for State purposes which must be collected by ad valorem taxes added to 20 per cent of such total sum by the quotient of the total valuation of all property within this State, divided by 100. The quotient shall be the number of cents on the one hundred dollar valuation to be collected for the current year for State purposes; provided, that said quotient shall not be run to more than three decimals, and provided that the rate for State purposes shall never exceed the rate fixed by law on the one hundred dollars valuation of property. In calculating the rate to be collected for public free school purposes, the said Board shall take into consideration the number of children in this State within the scholastic age to be determined from the most recent official school census; that they shall also estimate the amount of the available school fund from all other sources and shall then calculate the rate to be collected for school purposes, which shall not exceed the rate fixed by the Constitution and statutes of this State, which will produce a sum, when added to the available fund arising from all other sources, will be sufficient to maintain and support the public free schools of this State for a period of not less than six months in each year.

Sec. 4. It shall be the duty of the Comptroller of Public Accounts to certify to the assessor of taxes of each county in this State, through registered letter, the rate of taxes for State purposes and for public free school purposes for the current year and shall also publish immediately such rate for thirty days in some newspaper published in the State and having a general circulation therein and as soon as such tax assessor has received notice of such rate, he shall calculate the taxes due the State for State purposes, and also the taxes due for public free school purposes on all taxable property within his county, as set out in Section 3 of this act, and shall carry the same out upon the copies of the tax rolls of the county to be delivered to the tax collector and to the clerk of the county court and to be returned to the Comptroller of Public Accounts, as provided by law. After he



has so completed the said copies of the tax rolls, he shall return to the Comptroller of Public Accounts the copy of the tax rolls which was originally in his hands.

Sec. 5. The commissioners court of each county in this State shall have the power, all the members of the court being present, at any regular or special term held on or prior to the regular term in August, 1907, and in like manner each year thereafter to calculate the rate of ad valorem taxes which has theretofore been or may at that time be levied by said court for said year on all property legally taxable in said county, or any subdivision thereof, for general county or special purposes not to exceed the rate authorized or fixed by law, and in calculating the rate for any special purposes, the same may be fixed by said court at a rate less than that authorized, which, calculated on the taxable values as shown on the assessors rolls, will yield a sum of money equal to that produced by calculating the rate authorized on the taxable values as they exist upon the rolls at the time the tax was imposed. After thus fixing the rate, the same shall be by said court certified to the assessor of taxes, who shall carry the same out upon the rolls.

Sec. 6. The near approach of the end of this Special Session of the Legislature; the fact that property all over this State is being assessed at a much higher valuation than heretofore, which fact will result in materially increasing the burdens of taxation unless the rates to be calculated and collected thereon are adjusted to the increased values, create an emergency and an imperative public necessity, demanding that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage, and the same are hereby so enacted.

#### COMMITTEE REPORTS.

(Floor Report.)

Committee Room,  
Austin, Texas, April 30, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: We, your Finance Committee, to whom was referred

Senate bill No. 55, A bill to be entitled "An Act to amend an act passed at the Regular Session of the Thirtieth Legislature, entitled 'An Act to provide for a Board to calculate the ad valorem rate of taxes for State purposes each

year, and to prescribe the duties of such Board and certain duties of the tax assessors of the various counties in this State,' providing that said Board shall also calculate the ad valorem rate of taxes for public free school purposes, and also authorizing the commissioners courts of the several counties of this State to calculate the rate and to adjust the taxes levied in the several counties or portions thereof, for general or special purposes to the taxable values as shown on the assessment rolls,"

Have had the same under consideration, and we report the same back to the Senate with the recommendation that it do pass, and that the bill be not printed.

Willacy, Chairman; Meachum, Master-son, Green, Skinner, Murray, Paulus, Barrett, Faust.

Committee Room,

Austin, Texas, April 29, 1907.

Hon. A. B. Davidson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared

Senate Concurrent Resolution No. 1, Inviting the Association of United Confederate Veterans to hold its annual reunion in San Antonio, Texas, in 1908:

Resolved by the Senate, the House of Representatives concurring. That the Association of United Confederate Veterans, which will meet in Richmond, Va., on May 31, 1907, be and it is hereby earnestly invited to hold its annual reunion for 1908 in San Antonio, Texas.

The Legislature of Texas is assured that it voices the unanimous sentiment of the great constituency which it represents in extending this invitation to the survivors of that matchless army, a large part of which was composed of the heroic sons of Texas and the deeds of which Texas cherishes with unspeakable pride.

We would have them meet in San Antonio, the cradle of Texas liberty, a city forever consecrated by unmatched valor and heroic martyrdom, and would have them stand upon the spot where the blood of the sons of every Southern State mingled in the richest libation ever poured upon sacrificial altar of human rights, and where was set a standard of unselfish sacrifice and stainless chivalry matched and mated only by the deeds of those to whom this greeting and invitation is extended.

Be it further resolved, That State

Senator R. B. Green, on the part of the Senate, and Representative W. P. Lane, on the part of the House, are hereby authorized and requested to personally extend this invitation.

Hudspeth, Grinnan, Cunningham, Greer, Murray, Barrett, Faust, Stone, Senter, Meachum, Paulus, Looney, Mayfield, Skinner, Terrell, Kellie, Green, Smith, Alexander, Chambers, Glasscock, Willacy, Brachfield, Watson, Harper, Stokes.

And find it correctly enrolled, and have this day, at 2:45 o'clock p. m., presented same to the Governor for his approval.

GRINNAN, Acting Chairman.

#### FOURTEENTH DAY.

Senate Chamber,  
Austin, Texas,  
Wednesday, May 1, 1907.

The Senate met pursuant to adjournment, Lieutenant Governor Davidson presiding.

Roll call, quorum present, the following Senators answering to their names:

Alexander.	Masterson.
Barrett.	Mayfield.
Brachfield.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Green.	Senter.
Greer.	Skinner.
Griggs.	Smith.
Grinnan.	Stokes.
Harbison.	Stone.
Harper.	Terrell.
Hudspeth.	Watson.
Kellie.	Willacy.
Looney.	

Absent.

Chambers.	Holsey.
Glasscock.	Veale.

Prayer by the Chaplain, Rev. H. M. Sears.

Pending the reading of the Journal of yesterday, on motion of Senator Alexander, the same was dispensed with.

(See Appendix for committee reports.)

#### BILLS AND RESOLUTIONS.

By Senator Barrett:

Senate bill No. 56, A bill to be entitled "An Act to amend Article 402, Chapter 6, Title XI, of the Criminal Statutes of the Revised Criminal Statutes of 1895, pertaining to punishment for selling intoxicating liquors in viola-

tion of local option laws, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 2.

By Senators Barrett and Alexander:

Senate bill No. 57, A bill to be entitled "An Act to amend Article 402 of Chapter 6, Title XI, Penal Code of the State of Texas, as amended by Chapter XL, of the Regular Session of the Twenty-eighth Legislature of the State of Texas, approved March 16, 1903, relating to unlawfully selling any intoxicating liquor, prescribing the punishment therefor, and declaring an emergency."

Read first time, and referred to Judiciary Committee No. 2.

Morning call concluded.

#### HOUSE BILL NO. 2.

The Chair laid before the Senate, under the Rule.

House bill No. 2, A bill to be entitled "An Act to amend Article 2439a, Chapter 41, Title XLV, of the Revised Civil Statutes of Texas, relating to fees of office charged and collected by certain State officers, as amended by Chapter 91 of the General Laws of the Regular Session of the Twenty-ninth Legislature of Texas, and adding thereto Article 2439a, prohibiting the approval or payment of any account or claim to any official who refuses or fails to take out his commission, and declaring an emergency."

The question being on the adoption of a committee report that the bill be not printed, and with an amendment.

#### SENATE BILL NO. 55.

Senator Looney moved to suspend the regular order of business, Senate bill No. 2, and take up, out of its order, Senate bill No. 55.

Which motion was adopted by the following vote:

Yeas—24.

Alexander.	Masterson.
Barrett.	Mayfield.
Brachfield.	Meachum.
Cunningham.	Murray.
Faust.	Paulus.
Green.	Skinner.
Greer.	Smith.
Griggs.	Stokes.
Harper.	Stone.
Hudspeth.	Terrell.
Kellie.	Watson.
Looney.	Willacy.